

FISCAL NOTE

HB 2909 - SB 3111

March 5, 2008

SUMMARY OF BILL: Requires appeals in all matters heard by the juvenile court be made pursuant to and governed by the Tennessee Rules of Appellate Procedure.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - \$342,900

Other Fiscal Impact – Increase Federal Expenditures - \$62,300

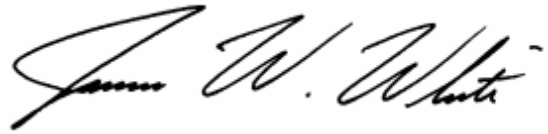
Assumptions:

- A small increase in cases in the Court of Appeals, which will result in additional state expenditures for processing the cases and additional state revenue from fees, taxes and costs collected. These expenditures and revenue are estimated to be not significant.
- A small decrease in cases in the criminal and circuit courts, which will result in a decrease in state expenditures for not processing the cases and a decrease in state revenue from fees, taxes and costs not collected. The decrease in expenditures and revenue are estimated to be not significant.
- The Office of the Attorney General estimates the need of two additional attorneys to handle the additional appellate cases. Such is estimated to increase state expenditures by \$243,200 for salaries and benefits.
- There will be an increase in the amount of time a child may remain in state custody due to additional time needed to move the case through the appeals process.
- The Department of Children's Services estimates that there are 50 juvenile appeal cases each year. It is estimated that the delay in hearing the appeal will result in an additional 30 days of state custody.
- For each additional day there will be an approximate increase of \$108 in expenditures per child. Such will increase expenditures by \$162,000 (50 cases x 30 days x \$108 per day).
- Of the \$162,000, seven percent (\$11,340) will be Title IV-E Federal funds; 49% (\$79,380) will be through TennCare; and \$71,280 in state funds.

- Of the TennCare funds, \$28,467 is state funds at a 35.862% match rate and \$50,913 is federal funds at a 64.138% match rate.
- The total increase in expenditures for additional days of children in custody is estimated at \$99,747 in state funds and \$62,253 in federal funds.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White". The signature is fluid and cursive, with the first name "James" written in a larger, more prominent script than the last name "White".

James W. White, Executive Director

/kml